

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Wands et al.

SERIAL NUMBER:

To Be Assigned

EXAMINER:

K. Canella

FILING DATE:

May 17, 2001

ART UNIT:

1642

FOR:

DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

May 17, 2001

Boston, Massachusetts

Box PATENT APPLICATION Assistant Commissioner for Patents Washington, D.C. 20231

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

- Request for Filing a Continuing Utility Application (3 pgs.);
- Specification, Claims and Abstract (71 pgs.);
- Unexecuted Combined Declaration and Power of Attorney (4 pgs.);
- Nine (9) sheets of informal drawings;
- Check #8947 in the amount of \$1149.00; and
- Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at 617-542-6000, Boston, Massachusetts.

Although Applicants believe no additional fees are due in connection with this filing, the Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21486-032 CIP. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,

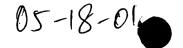
Ingrid A. Beattie, Reg. No. 42,306

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Boston, Massachusetts 02111

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Attorney Docket No. 21486-032 CIP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FIRST-NAMED INVENTOR:

Jack R. Wands et al.

For:

1.

DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

May 17, 2001 Boston, Massachusetts

Box PATENT APPLICATION Assistant Commissioner for Patents Washington, D.C. 20231

REQUEST FOR FILING A CONTINUING UTILITY APPLICATION UNDER 37 C.F.R. §1.53(b)

This is a request for filing a continuing application under 37 C.F.R. §1.53(b).

	(Check the appropriate boxes and supply the requisite information)									
	This application is a:									
	☐ Continuation; ☐ Divisional; ☒ Continuation-in-part of prior application U.S.S.N. 09/436,184.									
2.	Priority to the above application(s) is claimed under:									
	\boxtimes	35 U.S.C. §120 Prior application information: Examiner: K. Canella; Group Art Unit: 1642.								
		35 U.S.C. §119 Priority of application Serial No, filed on is claimed under 35 U.S.C. §119.								
		The certified copy has been filed in prior application U.S.S.N/, on [Date]. The certified copy will follow.								
APPL	ICATIO	N ELEMENTS:								
3.	\boxtimes	Specification and Drawings (Total pages: 80):								
		Specification (65 pages); Claims (5 pages); Abstract (1 page); and Drawings: 9 sheets; FIGS. 1–9.								
		☐ Formal ☐ Informal								
4.		Nucleotide and/or Amino Acid Sequence Submission:								
		Computer-readable Copy: The computer-readable copy of the Sequence Listing in the instant application is to be identical to that filed in application U.S.S.N/, filed [filing date]. In accordance with 37 C.F.R. § 1.821(e), please use the computer-readable form filed in that application as the computer-readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. Paper Copy: A paper copy of the Sequence Listing is included in the copy of the								
		originally-filed specification of the instant application.								
5.		Microfiche Computer Program (Appendix)								



6.	(a) (b)	Oath or Declaration (Total pages: 4): Newly unexecuted (original) Copy from a prior application (37 C.F.R. §1.63(d))								
7.		Incorporation by Reference (can use if Box 6(b) is checked)								
	The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 6(b), is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.									
ACCC)MPAN	YING A	APPLICATI	ON PART	rs:					
8.		Englis	h Translation	Documen	t <i>(if applical</i>	le)				
9.		Inform	Information Disclosure Statement (IDS) Copy of IDS and PTO-1449 (pages) Copies of references cited							
10.		Statement Claiming Small Entity Status Copy of Statement filed in prior application (Status still proper and desired)								
11.	Fee Ca	lculation	n:							
		A Preliminary Amendment is enclosed herewith. Please enter the claim amendments prior to calculating the filing fee.								
				CLA	JMS AS F	LED				
Claims				Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$710.00		
Total Claims (37 C.F.R. 1.16(c))			6(c))	46	- 20 =	26	\$ 18.00	468.00		
Independent Claims (37 C.F.R. 1.16(b))				17	- 3 =	14	\$80.00	1120.00		
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))							\$270.00	0		
						SUBTO	TAL:	\$2298.00		
				Reduction by 50% for filing by small entity: - \$1149.00				- \$1149.00		
						TOTAL	FEE:	\$1149.00		
12.	\boxtimes	A chec	ck in the amo	unt of \$114	49.00 (small	entity fee)	is enclosed			
13.				,	15100 (8111411	011010)				
13.	13. Deletion of Inventor(s) This application is filed by fewer than all the inventors named in the prior application,									
	37 C.F.R. §1.53(d)(4).									
DELETE the following inventor(s) named in the prior nonprovisional application:							onal application:			

FIRST-NAMED INVENTOR Request for Continuing Nonprovisional Application (37 C.F.R. §1.53(b))

14.		The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-0311, Ref. No. 21486-032 CIP: ☐ Fees required under 37 C.F.R. §1.16; ☐ Fees required under 37 C.F.R. §1.17; ☐ Fees required under 37 C.F.R. §1.18.					
15.	\boxtimes	Return Receipt Postcard Enclosed.					
16.							
			Change of Attorney Address In Application. Limited Recognition under 37 C.F.R. § 10.9(b) for Michel Morency.				
Dated:	May 17,	2001		Respectfully submitted, Ingrid A. Beattie, Reg. No. 42,306 Attorney for Applicants MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C. One Financial Center Boston, Massachusetts 02111 Tel: (617) 542-6000 Fax: (617) 542-2241			
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